



**Ninety-Eighth Legislature - Second Session - 2004**  
**Committee Statement**  
**LB 1213**

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**Hearing Date:** February 12, 2004

**Committee On:** Judiciary

**Introducer(s):** (Brashear, Connealy)

**Title:** Extend racial profiling reporting duties as prescribed

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**Roll Call Vote – Final Committee Action:**

Advanced to General File

X Advanced to General File with Amendments

Indefinitely Postponed

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**Vote Results:**

6	Yes	Senators Brashear, Chambers, Foley, Mines, Pedersen, Quandahl
1	No	Senator Tyson
1	Present, not voting	Senator Mossey
	Absent	

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**Proponents:**

Senator Kermit Brashear  
Tim Butz  
Richard Hedrick

**Representing:**

Introducer  
ACLU Nebraska  
self

**Opponents:**

James Cavanaugh  
Aaron Hanson

**Representing:**

Nebraska Fraternal Order of Police  
Omaha Police Union

**Neutral:**

Rhonda Lahm  
Tim Dunning

**Representing:**

Nebraska State Patrol  
Nebraska Sheriffs Association

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**Summary of purpose and/or changes:**

LB 1213 extends until April 1, 2007, the requirement that the Nebraska Commission on Law Enforcement and Criminal Justice report to the Governor and Legislature on the prevalence and disposition of motor vehicle stops based on racial profiling in Nebraska. Until January 1, 2007, all law enforcement agencies in Nebraska are required to provide the commission with a summary of traffic stop data indicating the race and ethnicity of individuals detained for traffic stops, the nature and outcome of such stops, and any allegations of racial profiling made by the public. Current law terminates these requirements on April 1, 2004 and January 1, 2004 respectively.

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**Explanation of amendments, if any:**

The committee amendment to LB 1213 amends the definition of motor vehicle stop found in section 20-503 to exclude stops of trucks and other vehicles at weigh stations and to exempt these stops from the requirement to collect racial profiling data. Weigh station stops are not discretionary and the inclusion of data from these stops in the racial profiling database may unintentionally skew the statistics produced by the study.

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**Senator Kermit A. Brashear, Chairperson**